



WWW.HAVILANDHUGHES.COM

June 21, 2011

**VIA E-MAIL AND LEXIS NEXIS**

Jennifer Fountain Connolly, Esq.  
**HAGENS BERMAN SOBOL SHAPIRO, LLP**  
 1629 K St., NW  
 Washington, D.C. 20006

Re: *In Re Pharmaceutical Industry Average Wholesale Price Litigation*  
*MDL No. 1456*

Dear Ms. Connolly:

Pursuant to the Court's directive at the June 13, 2011 Track 2 Fairness Hearing, Tr. at 65:17-18,<sup>1</sup> below is the list of drugs that should not be included in the Track 2 Settlement Release pursuant to this Court's multiple orders barring new drugs. *See* April 13, 2006 Order, attached as Exhibit "A" (wherein the Court granted Defendants' Motion to Strike Portions of the Fourth Amended Master Consolidated Class Action Complaint stating in an electronic order "I strike the new drugs."); *see also* September 10, 2007 Order, attached as Exhibit "B" (wherein the Court denied Class Counsel's motion for leave to file an Amended Complaint, the Fifth Amended Master Consolidated Class Action Complaint, "to the extent the amendment adds new drugs."); August 27, 2007 Hrg. Tr. at 8:11-19, at Exhibit "C" (wherein Class Counsel represented that they did not intend to add any new drugs to the FAMCC and the Court responded "... I'm not here expanding at this point. I want to contract."). This list is based on Exhibit "B" to Dkt. No. 3500.

#	Drug Name
1	Accuneb
2	Adenoside
3	Alcohol Injection
4	Aminacaproic acid
5	Aminosyn/Aminosyn II / Amino acid
6	Aromasin
7	Azmacort
8	Bioclote
9	Bupivacaine
10	Camptosar/Irinotecan hydrochloride
11	Carbocaine/Mepivacaine

<sup>1</sup> Wherein the Court directed the undersigned to "give [Class Counsel] a list of the ones that I struck and that you think shouldn't be in the release."

HAVILAND HUGHES, LLC

12	Chromium tr meta / Chromic chloride
13	Ciprofloxacin hydrochloride
14	Cleocin T/Clindamycin phosphate
15	Copper Trace / Cupric Chloride
16	Cytosar-U
17	Depo provera / Medroxyprogesterone Acetate
18	Testosterone cypionate
19	Dexamethasone sodium phosphate
20	Dextrose sodium chloride / Ringers lactated with dextrose
21	Dicarbazine
22	Diltiazem hydrochloride
23	Dopamine hydrochloride
24	Eligard
25	Ellence / Epirubicin HCL
26	Enalaprilat
27	Enbrel
28	Epinephrine
29	Erythromycin/Erythomycin base
30	Estradiol
31	Famotidine
32	Fluphenazine HCL
33	Gammagard S/D / Gammar / Gammar P.I.V.
34	Gentran / Gentran NACL
35	Glycopyrrolate
36	Helixate / Helixate FS
37	Heparin lock flush / Heparin Sodium
38	Humate - P
39	Hydromorphone
40	Idamycine / Idarubicin hydrochloride
41	Imipramine HCL
42	Ketoralc / Ketoralac tromethamine
43	Labetalol
44	Lasix
45	Levofloxacin
46	Lidocaine hydrochloride
47	Liposyn II / Fat emulsion
48	Lovenox
49	Magnese chloride

50	Magnesium chloride
51	Magnesium sulfate
52	Mannitol
53	Marcaine
54	Medrol / Methylprednisone
55	Metoclopramide
56	Midazolam hydrochloride
57	Monoclate / Monoclate-P
58	Mononine
59	Morphine Sulfate
60	Nadolol
61	Nalbuphione
62	Cyclophosphamide
63	Neostigmine methylsulfate
64	Novacaine/Procaine
65	Pancuronium bromide
66	Pentam
67	Perphenazine
68	Phenylephrine
69	Potassium acetate / Potassium chloride
70	Promethazine
71	Propranolol HCL
72	Propofol
73	Ranitidine HCL
74	Sodium acetate
75	Hydrocortisone sodium succinate
76	Succinylcholine chloride
77	Toposar
78	Travasol with Dextrose
79	Trelstar/Triptorelin pamoate
80	Vancocin HCL / Vancomycin HCL
81	Verapamil HCL
82	Vincristine / Vincristine sulfate
83	Water for injection bacteriostatic
84	Zemplar
85	Zinc chloride

Yours sincerely,  
/s/  
Donald E. Haviland, Jr., Esquire